

## HARTNELL COMMUNITY COLLEGE DISTRICT

### AP 5500 Standards of Student Conduct

**References:** Education Code Sections 66300, 66301, 76030 et seq; Accreditation Standard I.C.8, and 10.

The Governing Board, the president of the community college or his or her designee, or an instructor shall suspend a student for good cause. The Governing Board is further authorized to expel a student for good cause when other means of correction have failed to bring about proper conduct, or when the presence of the student causes a continuing danger to the physical safety of the student or others. (Ed. Code § 76030)

- A. Causing, attempting to cause, or threatening to cause physical injury to another person.
- B. Possession, sale or otherwise furnishing any firearm, knife, explosive or other dangerous object, including but not limited to any facsimile firearm, knife or explosive, unless, in the case of possession of any object of this type, the student has obtained written permission to possess the item from the Director of Campus Security or the Chief Student Services Officer.
- C. Unlawful possession, use, sale, offer to sell, or furnishing, or being under the influence of, any controlled substance listed in California Health and Safety Code Sections 11053 et seq., an alcoholic beverage, or an intoxicant of any kind; or unlawful possession of, or offering, arranging or negotiating the sale of any drug paraphernalia, as defined in California Health and Safety Code Section 11014.5.
- D. Committing or attempting to commit robbery or extortion.
- E. Causing or attempting to cause damage to District property or to private property on campus.
- F. Stealing or attempting to steal District property or private property on campus, or knowingly receiving stolen District property or private property on campus.
- G. Willful or persistent smoking in any area where smoking has been prohibited by law or by regulation of the college or the District.
- H. Committing sexual harassment as defined by law or by District policies and procedures.
- I. Engaging in harassing or discriminatory behavior based on disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, or any other status protected by law.
- J. Engaging in intimidating conduct or bullying against another student through words or actions, including direct physical contact; verbal assaults, such as teasing or name-calling; social isolation or manipulation; and cyber-bullying.
- K. Willful misconduct that results in injury or death to a student or to District personnel or which results in cutting, defacing, or other injury to any real or personal property owned by the District or on campus.
- L. Disruptive behavior, willful disobedience, habitual profanity or vulgarity, or the open and persistent defiance of the authority of, or persistent abuse of, college personnel.
- M. Cheating, plagiarism (including plagiarism in a student publication), or engaging in other academic dishonesty as defined in the College Catalog.

- N. Dishonesty; forgery; alteration or misuse of District documents, records or identification; or knowingly furnishing false information to the District.
- O. Unauthorized entry upon or use of District facilities.
- P. Lewd, indecent or obscene conduct or expression on District-owned or controlled property, or at District sponsored or supervised functions.
- Q. Engaging in expression which is obscene, libelous or slanderous, or which so incites students as to create a clear and present danger of the commission of unlawful acts on District premises, or the violation of lawful District regulations, or the substantial disruption of the orderly operation of the District.
- R. Persistent, serious misconduct where other means of correction have failed to bring about proper conduct.
- S. Unauthorized preparation, giving, selling, transfer, distribution, or publication, for any commercial purpose, of any contemporaneous recording of an academic presentation in a classroom or equivalent site of instruction, including but not limited to handwritten or typewritten class notes, except as permitted by any district policy or administrative procedure.
- T. Violations of other applicable federal and state statutes and College rules and regulations.

Good cause may also include, but not be limited to, the following offenses, occurring while enrolled as a student, regardless of whether the conduct relates to college activity or college attendance:

- U. Sexual assault, defined as actual or attempted sexual contact with another person without that person's consent, regardless of the victim's affiliation with the community college. Sexual assault includes, but is not limited to, acts set forth in Education Code section 76033, subdivision (g).
- V. Sexual exploitation, defined as a person taking sexual advantage of another person for the benefit of anyone other than that person without that person's consent, regardless of the victim's affiliation with the community college. Sexual exploitation includes, but is not limited to, acts set forth in Education Code section 76033, subdivision (h). (Ed. Code §§ 76033, 76034.)

Additional standards of student conduct may be found in the Students' Rights and Responsibility Handbook.

Students who engage in any of the above are subject to the procedures outlined in AP 5520 titled Student Discipline Procedures.

See Board Policy BP 5500 and Administrative Procedure 3540

Approved by the Superintendent/President: 05-21-13; Revised: 4-6-16